

1 DAVID H. KRAMER, State Bar No. 168452
COLLEEN BAL, State Bar No. 167637
2 LISA A. DAVIS, State Bar No. 179854
BART E. VOLKMER, State Bar No. 223732
3 WILSON SONSINI GOODRICH & ROSATI
Professional Corporation
4 650 Page Mill Road
Palo Alto, CA 94304-1050
5 Telephone: (650) 493-9300
Facsimile: (650) 565-5100
6 DKramer@wsgr.com

7 JONATHAN M. JACOBSON
WILSON SONSINI GOODRICH & ROSATI
8 Professional Corporation
12 East 49th Street, 30th Floor
9 New York, NY 10017-8203
Telephone: (212) 999-5800
10 Facsimile: (212) 999-5899
JJacobson@wsgr.com

11 Attorneys for Defendant
12 Google Inc.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 KINDERSTART.COM, LLC, a California
18 limited liability company, on behalf of itself
and all others similarly situated,

19 Plaintiffs,

20 v.

21 GOOGLE INC., a Delaware corporation,
22 Defendant.
23
24

CASE NO.: C 06-2057 JF (RS)

**[PROPOSED]
ORDER GRANTING DEFENDANT
GOOGLE INC.'S MOTION TO
DISMISS/STRIKE SECOND AMENDED
COMPLAINT**

Before: Hon. Jeremy Fogel
Date: October 27, 2006
Time: 9:00 a.m.
Courtroom: 3

1 Defendant Google Inc.'s Motion to Dismiss the Second Amended Complaint ("SAC")
2 based upon Rule 8 or in the alternative to Strike Count 3 of the SAC came on for hearing before
3 this Court on October 27, 2006 in Courtroom 3, the Honorable Jeremy Fogel presiding. The
4 Court has reviewed the parties' submissions and heard oral argument and good cause appearing
5 IT IS HEREBY ORDERED THAT Google's Motion to Dismiss based upon Rule 8 is
6 GRANTED. The SAC is dismissed in its entirety.

7
8 Dated: _____, 2006

The Honorable Jeremy Fogel